AUTHOR INDEX

AUSTIN, REGINA: *Sapphire Bound!* 539
CHURCH, W. LAWRENCE: *A Plea for Readable Law Review Articles* 739
DELGADO, RICHARD: *On Taking Back Our Civil Rights Promises: When Equality Doesn't Compute* 579
DENT, GEORGE W., JR.: *Toward Unifying Ownership and Control in the Public Corporation* 881
DICKEY, WALTER, DAVID SCHULTZ AND JAMES L. FULLIN, JR.: *The Importance of Clarity in the Law of Homocide: The Wisconsin Revision* 1323
GEDICKS, FREDERICK MARK: *Toward a Constitutional Jurisprudence of Religious Group Rights* 99
GURUSWAMY, LAKSHMAN: *Integrating Thoughtways: Re-Opening of the Environmental Mind?* 463
HEFFERNAN, WILLIAM C.: *On Justifying Fourth Amendment Exclusion* 1193
KASTENMEIER, ROBERT W., DEBORAH LEAVY AND DAVID BEIER: *Communications Privacy: A Legislative Perspective* 715
KIDWELL, JOHN A.: *Open Records Laws and Copyright* 1021
MANHEIM, KARL: *Tenant Eviction Protection and the Takings Clause* 925
MILLON, DAVID: *Positivism in the Historiography of the Common Law* 669
MUELLER, WILLARD F.: *The Sealy Restraints: Restrictions on Free Riding or Output?* ... 1255
NEWCITY, MICHAEL: *Libel Law Then and Now: A Review Essay* 359
RUDER, DAVID S.: *The Development of Legal Doctrine Through Amicus Participation: The SEC Experience* 1167
SCHNAPPER, ERIC: *Judges Against Juries—Appellate Review of Federal Civil Jury Verdicts* 237
STEVENS, JUSTICE JOHN PAUL: *A Judge's Use of History—Thomas E. Fairchild Inaugural Lecture* 223
WINOKUR, JAMES L.: *The Mixed Blessings of Promissory Servitudes: Toward Optimizing Economic Utility, Individual Liberty, and Personal Identity* 1

TITLE INDEX

ARTICLES

COMMUNICATIONS PRIVACY: A LEGISLATIVE PERSPECTIVE: *Robert W. Kastenmeier, Deborah Leavy and David Beier* 715
THE DEVELOPMENT OF LEGAL DOCTRINE THROUGH AMICUS PARTICIPATION: THE SEC EXPERIENCE: *David S. Ruder* 1167
THE IMPORTANCE OF CLARITY IN THE LAW OF HOMOCIDE: THE WISCONSIN REVISION: *Walter Dickey, David Schultz and James L. Fullin, Jr.* 1323
INTEGRATING THOUGHTWAYS: RE-OPENING OF THE ENVIRONMENTAL MIND?: *Lakshman Guruswamy* 463
A JUDGE'S USE OF HISTORY—THOMAS E. FAIRCHILD INAUGURAL LECTURE: *Justice John Paul Stevens* 223
JUDGES AGAINST JURIES—APPELLATE REVIEW OF FEDERAL CIVIL JURY VERDICTS: *Eric Schnapper* 237
THE MIXED BLESSINGS OF PROMISSORY SERVITUDES: TOWARD OPTIMIZING ECONOMIC UTILITY, INDIVIDUAL LIBERTY, AND PERSONAL IDENTITY: *James L. Winokur* 1

AUTHOR INDEX

AUSTIN, REGINA: *Sapphire Bound!* 539
CHURCH, W. LAWRENCE: *A Plea for Readable Law Review Articles* 739
DELGADO, RICHARD: *On Taking Back Our Civil Rights Promises: When Equality Doesn't Compute* 579
DENT, GEORGE W., JR.: *Toward Unifying Ownership and Control in the Public Corporation* 881
DICKEY, WALTER, DAVID SCHULTZ AND JAMES L. FULLIN, JR.: *The Importance of Clarity in the Law of Homocide: The Wisconsin Revision* 1323
GEDICKS, FREDERICK MARK: *Toward a Constitutional Jurisprudence of Religious Group Rights* 99
GURUSWAMY, LAKSHMAN: *Integrating Thoughtways: Re-Opening of the Environmental Mind?* 463
HEFFERNAN, WILLIAM C.: *On Justifying Fourth Amendment Exclusion* 1193
KASTENMEIER, ROBERT W., DEBORAH LEAVY AND DAVID BEIER: *Communications Privacy: A Legislative Perspective* 715
KIDWELL, JOHN A.: *Open Records Laws and Copyright* 1021
MANHEIM, KARL: *Tenant Eviction Protection and the Takings Clause* 925
MILLON, DAVID: *Positivism in the Historiography of the Common Law* 669
MUELLER, WILLARD F.: *The Sealy Restraints: Restrictions on Free Riding or Output?* ... 1255
NEWCITY, MICHAEL: *Libel Law Then and Now: A Review Essay* 359
RUDER, DAVID S.: *The Development of Legal Doctrine Through Amicus Participation: The SEC Experience* 1167
SCHNAPPER, ERIC: *Judges Against Juries—Appellate Review of Federal Civil Jury Verdicts* 237
STEVENS, JUSTICE JOHN PAUL: *A Judge's Use of History—Thomas E. Fairchild Inaugural Lecture* 223
WINOKUR, JAMES L.: *The Mixed Blessings of Promissory Servitudes: Toward Optimizing Economic Utility, Individual Liberty, and Personal Identity* 1

TITLE INDEX

ARTICLES

COMMUNICATIONS PRIVACY: A LEGISLATIVE PERSPECTIVE: *Robert W. Kastenmeier, Deborah Leavy and David Beier* 715
THE DEVELOPMENT OF LEGAL DOCTRINE THROUGH AMICUS PARTICIPATION: THE SEC EXPERIENCE: *David S. Ruder* 1167
THE IMPORTANCE OF CLARITY IN THE LAW OF HOMOCIDE: THE WISCONSIN REVISION: *Walter Dickey, David Schultz and James L. Fullin, Jr.* 1323
INTEGRATING THOUGHTWAYS: RE-OPENING OF THE ENVIRONMENTAL MIND?: *Lakshman Guruswamy* 463
A JUDGE'S USE OF HISTORY—THOMAS E. FAIRCHILD INAUGURAL LECTURE: *Justice John Paul Stevens* 223
JUDGES AGAINST JURIES—APPELLATE REVIEW OF FEDERAL CIVIL JURY VERDICTS: *Eric Schnapper* 237
THE MIXED BLESSINGS OF PROMISSORY SERVITUDES: TOWARD OPTIMIZING ECONOMIC UTILITY, INDIVIDUAL LIBERTY, AND PERSONAL IDENTITY: *James L. Winokur* 1

On Justifying Fourth Amendment Exclusion: *William C. Heffernan* 1193
Positivism in the Historiography of the Common Law: *David Millon* 669
Sapphire Bound!: *Regina Austin* 539
The Sealy Restraints: Restrictions on Free Riding or Output?: *Willard F. Mueller* 1255
Tenant Eviction Protection and the Takings Clause: *Karl Manheim* 925
Toward A Constitutional Jurisorudence of Religious Group Rights: *Frederick Mark Gedicks* 99
Toward Unifying Ownership and Control in the Public Corporation: *George W. Dent. Jr.* 881

BOOK REVIEWS

Libel Law Then and Now: A Review Essay: *Michael Newcity* 359

ESSAYS

On Taking Back Our Civil Rights Promises: When Equality Doesn't Compute: *Richard Delgado* 579
Open Records Laws and Copyright: *John A. Kidwell* 1021
A Plea For Readable Law Review Articles: *W. Lawrence Church* 739

STUDENT PIECES

Access, Accuracy and Fairness: The Federal Presentence Investigation Report under *Julian* and the Sentencing Guidelines: *Keith A. Findley and Meredith Ross* 837
The Best Laid Schemes of Mice And Men: Campaign Finance Reform Gone Awry: *Don M. Millis* 1465
Brown v. Board of Education of Topeka: An Econolegal Opinion: *David Powers Berten* 589
A Call for Recognition of Owners' Subjective Valuations in Residential Construction Defect Cases: *Richard D. Schepp* 1139
Conflicting Perspectives from the Bench and the Field on Probationer Home Searches—*Griffin v. Wisconsin* Reconsidered: *Howard P. Schneiderman* .. 607
The Corroboration Requirement (or Lack Thereof) for Statements Against Penal Interest in Wisconsin: *State v. Anderson*: *J. Donald Best* 403
Equitable Claims to Disgorged Insider Trading Profits: *Fred D'Amato* 1433
Having One's Cake and Eating It Too: Government Funding and Religious Exemptions for Religiously Affiliated Colleges and Universities: *Marjorie Reiley Maguire* 1061
The Inequitable Interpretation of Reasonable Notification under Section 2-706(3) of the Uniform Commercial Code: *William R. Cummings* 199
Liljeberg v. Health Services Acquisition Corp.: The Supreme Court Encourages Disqualification of Federal Judges under Section 445(a): *Kenneth M. Fall* . 1033
Marshall-Wisconsin v. Juneau Square: Damn the Due Process, Dismiss at Will: A New Appellate Standard of Review for Dismissal for Failure to Prosecute in Wisconsin: *Michael B. Weiss* 171

State v. McDonald: Death of a Criminal Defendant Pending Appeal in Wisconsin—The Appeal Survives: *Lynn Johnston Splitek* 811
State v. Schumacher: Dual Standards of Review for Waived Claims of Error in the Wisconsin Supreme Court and Court of Appeals: *Jonathan Erving Marsh* 773
Tucker v. Marcus: Punitive Damages Claims under the Comparative Negligence Statute: *Lynn A. Lorenson* 745
The Wisconsin Partial Veto: Past, Present and Future: *Mary E. Burke* 1395
Wisconsin Sentence Modification: A View from the Trial Court: *Katherine R. Kruse and Kim E. Patterson* 441

SUBJECT INDEX

ANTI-TRUST

Mueller, The Sealy Restraints: Restrictions on Free Riding or Output? 1255

APPELLATE REVIEW

Marshall-Wisconsin v. Juneau Square: Damn the Due Process, Dismiss at Will: A New Appellate Standard of Review for Dismissal for Failure to Prosecute in Wisconsin . 171
Schnapper, Judges Against Juries—Appellate Review of Federal Civil Jury Verdicts 237
State v. McDonald: Death of a Criminal Defendant Pending Appeal in Wisconsin—The Appeal Survives 811
State v. Schumacher: Dual Standards of Review for Waived Claims of Error in the Wisconsin Supreme Court and Court of Appeals 773

BUSINESS REGULATION

Dent, Toward Unifying Ownership and Control in the Public Corporation 881
Equitable Claims to Disgorged Insider Trading Profits 1433
The Inequitable Interpretation of Reasonable Notification under Section 2-706(3) of the Uniform Commercial Code 199
Mueller, The Sealy Restraints: Restrictions on Free Riding or Output? 1255

CAMPAIGN AND ELECTION LAW

The Best Laid Schemes of Mice and Men: Campaign Finance Reform Gone Awry 1465

CIVIL LIABILITY

A Call for Recognition of Owners' Subjective Valuations in Residential Construction Defect Cases 1139

CIVIL PROCEDURE

The Inequitable Interpretation of Reasonable Notification under Section 2-706(3) of the Uniform Commercial Code 199

CIVIL RIGHTS

Brown v. Board of Education of Topeka: An Econolegal Opinion 589
Delgado, On Taking Back Our Civil Rights Promises: When Equality Doesn't Compute 579

CONSTITUTIONAL LAW

The Best Laid Schemes of Mice and Men: Campaign Finance Reform Gone Awry 1465
Brown v. Board of Education of Topeka: An Econolegal Opinion 589
Gedicks, Toward a Constitutional Jurisprudence of Religious Group Rights 99
Having One's Cake and Eating It Too: Government Funding and Religious Exemptions for Religiously Affiliated Colleges and Universities 1061
Heffernan, On Justifying Fourth Amendment Exclusion 1193
Manheim, Tenant Eviction Protection and the Takings Clause 925

CONTRACTS

Winokur, The Mixed Blessings of Promissory Servitudes: Toward Optimizing Economic Utility, Individual Liberty, and Personal Identity 1

COPYRIGHTS

Kidwell, Open Records Laws and Copyright 1021

CORPORATIONS

Dent, Toward Unifying Ownership and Control in the Public Corporation 881
Mueller, The Sealy Restraints: Restrictions on Free Riding or Output? 1255

CRIMINAL LAW

Conflicting Perspectives from the Bench and the Field on Probationer Home Searches—*Griffin v. Wisconsin* Reconsidered 607
Dickey, Schultz & Fullin, The Importance of Clarity in the Law of Homocide: The Wisconsin Revision 1323
Equitable Claims to Disgorged Insider Trading Profits 1433
Wisconsin Sentence Modification: A View from the Trial Court 441

CRIMINAL PROCEDURE

Access, Accuracy and Fairness: The Federal Presentence Investigation Report under *Julian* and the Sentencing Guidelines 837
The Corroboration Requirement (or Lack Thereof) for Statements Against Penal Interest in Wisconsin: *State v. Anderson* 403
Heffernan, On Justifying the Fourth Amendment Exclusion 1193
Kastenmeier, Leavy & Beier, Communications Privacy: A Legislative Perspective 715

DISCRIMINATION

Austin, Sapphire Bound! 539

ENVIRONMENTAL LAW

Guruswamy, Integrating Thoughtways: Re-Opening of the Environmental Mind? 463

EQUAL PROTECTION

Brown v. Board of Education of Topeka: An Econolegal Opinion 589

FEDERAL COURTS

Liljeberg v. Health Services Acquisition Corp.: The Supreme Court Encourages Disqualification of Federal Judges under Section 445(a) 1033
Schnapper, Judges Against Juries—Appellate Review of Federal Civil Jury Verdicts 237

LANDLORD & TENANT LAW

Manheim, Tenant Eviction Protection and the Takings Clause 925

LAW & RELIGION

Gedicks, Toward a Constitutional Jurisprudence of Religious Group Rights 99
Having One's Cake and Eating It Too: Government Funding and Religious Exemptions for Religiously Affiliated Colleges and Universities 1061

LAW & SOCIETY

Austin, Sapphire Bound! 539
Kastenmeier, Leavy & Beier, Communications Privacy: A Legislative Perspective 715

LEGAL HISTORY

Millon, Positivism in the Historiography of the Common Law 669
Newcity, Libel Law Then and Now: A Review Essay 359
Ruder, The Development of Legal Doctrine Through Amicus Participation: The SEC Experience 1167
Stevens, A Judge's Use of History—Thomas E. Fairchild Inaugural Lecture 223
The Wisconsin Partial Veto: Past, Present and Future 1395

LIBEL LAW

Newcity, Libel Law Then and Now: A Review Essay 359

LOCAL GOVERNMENT

Kastenmeier, Leavy & Beier, Communications Privacy: A Legislative Perspective 715
The Wisconsin Partial Veto: Past, Present and Future 1395

PROMISSORY SERVITUDES

Winokur, The Mixed Blessings of Promissory Servitudes: Toward Optimizing Economic Utility, Individual Liberty, and Personal Identity 1

SECURITIES

Ruder, The Development of Legal Doctrine Through Amicus Participation: The SEC Experience 1167

SEX DISCRIMINATION

Austin, Sapphire Bound! 539

WISCONSIN LAW

Conflicting Perspectives from the Bench and the Field on Probationer Home Searches—*Griffin v. Wisconsin* Reconsidered 607
The Corroboration Requirement (or Lack Thereof) for Statements Against Penal Interest in Wisconsin: *State v. Anderson* 403
Dickey, Schultz & Fullin, The Importance of Clarity in the Law of Homocide: The Wisconsin Revision 1323
Marshall-Wisconsin v. Juneau Square: Damn the Due Process, Dismiss at Will: A New Appellate Standard of Review for Dismissal for Failure to Prosecute in Wisconsin . 171
State v. McDonald: Death of a Criminal Defendant Pending Appeal in Wisconsin—The Appeal Survives 811
State v. Schumacher: Dual Standards of Review for Waived Claims of Error in the Wisconsin Supreme Court and Court of Appeals 773
The Wisconsin Partial Veto: Past, Present and Future 1395
Wisconsin Sentence Modification: A View from the Trial Court 441